

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

**JAMES B. HUMPHREY, JR.,** §  
**CHRISTOPHER D. HUMPHREY,** §  
**CHARLES R. CLEVELAND, JR., D.D.S,** §  
**RONALD HUMPHREY,** §  
**CHARLES W. ANDERSON, D.D.S.,** §  
**WILLIAM T. CONE, JR.,** §  
**CHARLES R. CLEVELAND, SR.,** §  
**and** §  
**JULIE CLEVELAND,** §

**Plaintiffs,**

**VS.**

**CIVIL ACTION NO. H-04-2051**

**RAY KRENEK,  
GREAT TEXAS OIL & GAS TRUST,  
WAYNE KNAPPICK,  
K&K TRUST,  
and  
FLORIAN DRYMALA,**

### Defendants.

## MEMORANDUM AND ORDER

Pending before the Court is Defendants’ motion to dismiss the claims of Plaintiff Dr. Charles R. Cleveland, Jr. Because Dr. Cleveland has now voluntarily dismissed his claims, Defendants’ motion, Docket No. 77, is hereby **DENIED AS MOOT**.

**IT IS SO ORDERED.**

**SIGNED** at Houston, Texas, on this the 2nd day of February, 2006.

A handwritten signature in dark ink, appearing to read "Keith P. Ellison", written in a cursive style.

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KEITH P. ELLISON  
UNITED STATES DISTRICT JUDGE

**TO INSURE PROPER NOTICE, EACH PARTY WHO RECEIVES  
THIS ORDER SHALL FORWARD A COPY OF IT TO EVERY  
OTHER PARTY AND AFFECTED NON-PARTY EVEN THOUGH  
THEY MAY HAVE BEEN SENT ONE BY THE COURT.**